

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Examiner: Allen, M.

ULRICH et al.

Group Art Unit : 1645

Serial No.: 08/882,431

Attny Docket: 003/037/SAP

Filed: June 25, 1997

For: Bacterial Superantigen Vaccines

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DECLARATION

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

We, Robert G. Ulrich, Mark A. Olson, and Sina Bavari
hereby declare and say that:

1. We have read and understood Application Serial No.
08/882,431, including the claims;

2. We are the joint inventors of the subject matter
claimed in Application Serial No. 08/882,431;

3. We, Robert G. Ulrich, Mark A. Olson, and Sina Bavari,
together with Beverly Dyas, coauthored the paper entitled
"Engineered Bacterial Superantigen Vaccines", published in
Vaccines 96, Cold Spring Harbor Laboratory Press.

4. While the contributions of Beverly Dyas to the
subject matter of the article was such that authorship was




warranted, she did not make an inventive contribution to the subject matter claimed in Application Serial No. 08/882,431. The non-inventor coauthor contributed to the subject matter of the article by carrying out experiments outlined by the inventors;

5. We further declare and say that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and willful false statements may jeopardize the validity of the instant patent specification or any patent issuing thereon.


Robert G. Ulrich

Date: 18 March 1999


Mark A. Olson

Date: 19 March 1999


Sina Bavari

Date: 19 March 1999